

**THIRTY-SEVENTH LEGISLATIVE DAY
TUESDAY, FEBRUARY 17, 2004**

House of Representatives

The House convened at 11 a.m., the Speaker in the Chair.

Roll call showed 69 members present.
Absent and excused -- Stevenson. Total -- 1.
Total -- 70.

Prayer was offered by Chaplain Jim Hardenbrook.

The Pledge of Allegiance was led by Arielle Gorin, Page.

Approval of Journal

February 17, 2004

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have read and approved the House Journal of the Thirty-sixth Legislative Day and recommend that same be adopted as corrected.

FIELD(18), Chairman

Mrs. Field(18) moved that the report be adopted. Seconded by Mrs. Boe. Report adopted.

**Consideration of Messages from the
Governor and the Senate**

February 16, 2004

Mr. Speaker:

I transmit herewith **SCR 122** which has passed the Senate.

WOOD, Secretary

SCR 122 was filed for first reading.

Report of Standing Committees

February 17, 2004

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION report that we have printed **HCR 46**, **HCR 47**, **HJM 19**, **H 699**, **H 700**, **H 701**, **H 702**, **H 703**, **H 704**, **H 705**, **H 706**, **H 707**, **H 708**, **H 709**, **H 710**, **H 711**, **H 712**, and **H 713**.

FIELD(18), Chairman

HCR 46, **HCR 47**, and **H 699** were referred to the Commerce and Human Resources Committee.

HJM 19 and **H 700** were referred to the Resources and Conservation Committee.

H 701 was referred to the Health and Welfare Committee.

H 702, **H 703**, **H 705**, **H 706**, **H 707**, **H 709**, and **H 710** were referred to the Business Committee.

H 704 and **H 708** were referred to the Ways and Means Committee.

H 711 and **H 712** were referred to the State Affairs Committee.

H 713 was referred to the Education Committee.

February 17, 2004

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled **H 510**.

FIELD(18), Chairman

The Speaker announced he was about to sign enrolled **H 510**, and, when so signed, ordered it transmitted to the Senate for the signature of the President.

February 17, 2004

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled **H 566** to the Governor at 11:40 a.m., as of this date, February 16, 2004.

FIELD(18), Chairman

February 16, 2004

Mr. Speaker:

We, your COMMITTEE ON TRANSPORTATION AND DEFENSE, report that we have had under consideration **H 616**, **H 684**, and **HCR 45** and recommend that they do pass.

WOOD, Chairman

H 616, **H 684**, and **HCR 45** were filed for second reading.

February 16, 2004

Mr. Speaker:

We, your COMMITTEE ON TRANSPORTATION AND DEFENSE, report that we have had under consideration **H 604** and report it back with amendments attached to be placed on General Orders for consideration.

WOOD, Chairman

H 604 was placed on General Orders for consideration.

February 17, 2004

Mr. Speaker:

We, your COMMITTEE ON EDUCATION, report that we have had under consideration **H 631** and report it back with amendments attached to be placed on General Orders for consideration.

BARRACLOUGH, Chairman

H 631 was placed on General Orders for consideration.

February 17, 2004

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that

we have had under consideration **H 630**, **H 532**, and **H 629** and recommend that they do pass.

DEAL, Chairman

H 630, **H 532**, and **H 629** were filed for second reading.

February 17, 2004

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration **H 625** and report it back with amendments attached to be placed on General Orders for consideration.

DEAL, Chairman

H 625 was placed on General Orders for consideration.

There being no objection, the House advanced to the Seventh Order of Business.

Motions, Memorials, and Resolutions

House of Representatives
State of Idaho

February 12, 2004

The Honorable Dell Raybould
Chairman, Environmental Affairs Committee

Dear Representative Raybould:

I hereby designate the Environmental Affairs Committee a privileged committee for the purpose of introducing RS 13801 on Tuesday, February 17, 2004.

Sincerely,
/s/ BRUCE NEWCOMB
Speaker of the House

The letter was ordered filed in the Office of the Chief Clerk.

HOUSE JOINT MEMORIAL NO. 20 BY STATE AFFAIRS COMMITTEE A JOINT MEMORIAL

TO THE SENATE AND HOUSE OF REPRESENTATIVES
OF THE UNITED STATES IN CONGRESS ASSEMBLED,
AND TO THE CONGRESSIONAL DELEGATION
REPRESENTING THE STATE OF IDAHO IN THE
CONGRESS OF THE UNITED STATES.

We, your Memorialists, the House of Representatives and the Senate of the State of Idaho assembled in the Second Regular Session of the Fifty-seventh Idaho Legislature, do hereby respectfully represent that:

WHEREAS, state financial regulators and attorneys general have a long history of protecting consumers from predatory lending and other lending abuses; and

WHEREAS, state financial regulators aggressively promote

access to healthy, comprehensive, and competitive financial services for their citizens; and

WHEREAS, on January 7, 2004, the federal Office of the Comptroller of the Currency (OCC) finalized rules that preempt most state consumer protection laws and enforcement of those laws as they apply to national banks, their operating subsidiaries and agents; and

WHEREAS, the sweeping OCC rules reach beyond preempting state laws and enforcement for national banks, and also prohibit the states from licensing, examining and otherwise regulating state-chartered corporations that are subsidiaries of national banks, like mortgage brokers and mortgage lenders, finance companies, and other nondepository lending companies; and

WHEREAS, the OCC has no office in Idaho, is not listed in Idaho telephone books, and has no other local presence in Idaho, and under the OCC rules, Idaho consumers with complaints regarding national banks and their subsidiaries would be referred to one OCC office in Texas; and

WHEREAS, the OCC ignored calls from members of Congress, the National Governors Association, National Association of Attorneys General, National Conference of State Legislatures, Conference of State Bank Supervisors, North American Securities Administrators Association, American Association of Residential Mortgage Regulators, major consumer groups and state financial regulators, for congressional oversight and review of the impact of the rules, and finalized the rules while Congress was in recess; and

WHEREAS, the OCC preemption threatens to undermine the unique American dual banking system that promotes the strongest banking market in the world and provides critical fuel to the economy of the United States; and

WHEREAS, the OCC's rules radically rewrite the time-honored standard for federal preemption of state laws as interpreted by courts and intended by Congress; and

WHEREAS, the federalist system is based upon belief in a decentralized government, with authority given to the states and the federal government, and the OCC's rules centralize regulatory power in the hands of a single individual - the Comptroller; and

WHEREAS, Congress has authority over this federal regulatory agency that is not operating in the best interest of the nation's banking system and economy; and

WHEREAS, both houses of Congress have either held or scheduled oversight hearings to address the OCC's preemption rules.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Fifty-seventh Idaho Legislature, the House of Representatives and the Senate concurring therein, that the Idaho Legislature is committed to maintaining the role of the states in enforcement of consumer protection laws and in dual regulation of financial institutions, and it opposes any federal rule that undermines this state authority, including the OCC's rules preempting state consumer protection laws and enforcement that apply to national banks, their operating subsidiaries and agents.

BE IT FURTHER RESOLVED that the Legislature of the State of Idaho urges Congress to carefully review the actions of the OCC, reestablish a balance of power between state and

federal laws in a way that benefits consumers, all financial institutions and our economy, restore the dual banking system, and reassert its authority over federal banking policy.

BE IT FURTHER RESOLVED that the Chief Clerk of the House of Representatives be, and she is hereby authorized and directed to forward a copy of this Memorial to the President of the Senate and the Speaker of the House of Representatives of Congress, and the congressional delegation representing the State of Idaho in the Congress of the United States.

HJM 20 was introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

SCR 122, by Health and Welfare Committee, was introduced, read the first time by title, and referred to the Health and Welfare Committee.

**Introduction, First Reading, and Reference
of Bills and Joint Resolutions**

HOUSE BILL NO. 714

BY ENVIRONMENTAL AFFAIRS COMMITTEE

AN ACT

RELATING TO THE INSPECTION AND MAINTENANCE OF MOTOR VEHICLES TO CONTROL AND MANAGE EMISSION OF AIR POLLUTION; AMENDING CHAPTER 1, TITLE 39, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 39-116B, IDAHO CODE, TO PROVIDE FOR THE ADOPTION OF MOTOR VEHICLE EMISSIONS CONTROL PROGRAMS BY COUNTIES AND CITIES IN CERTAIN COUNTIES AND TO PROVIDE PROCEDURES.

HOUSE BILL NO. 715

BY APPROPRIATIONS COMMITTEE

AN ACT

APPROPRIATING MONEYS TO THE OFFICE OF THE GOVERNOR FOR THE OFFICE OF SPECIES CONSERVATION FOR FISCAL YEAR 2005; AND LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS.

HOUSE BILL NO. 716

BY REVENUE AND TAXATION COMMITTEE

AN ACT

RELATING TO EXEMPTIONS FROM TAXATION; AMENDING CHAPTER 6, TITLE 63, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 63-602HH, IDAHO CODE, TO PROVIDE AN EXEMPTION FROM PROPERTY TAX OF ONE HUNDRED FIFTY THOUSAND DOLLARS OF MARKET VALUE FOR ASSESSMENT PURPOSES FOR THE OWNER-OCCUPIED HOMESTEAD OF AN INDIVIDUAL SEVENTY YEARS OF AGE OR OLDER WHO IS THE RECORD OWNER HOLDING TITLE IN FEE SIMPLE OR WHO HAS RETAINED OR BEEN GRANTED A LIFE ESTATE, AND WHO OCCUPIES THE HOMESTEAD AS THE INDIVIDUAL'S PRIMARY DWELLING PLACE; AND PROVIDING AN EFFECTIVE DATE.

HOUSE BILL NO. 717

BY REVENUE AND TAXATION COMMITTEE

AN ACT

RELATING TO COMMUNITY COLLEGES AND TUITION PAYMENTS BY A RESIDENT COUNTY; AMENDING SECTION 33-2110A, IDAHO CODE, TO REVISE THE LIABILITY LIMITS OF A COUNTY WHICH IS LIABLE FOR OUT OF DISTRICT TUITION AND TO MAKE TECHNICAL CORRECTIONS.

H 714, H 715, H 716, and H 717 were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

There being no objection, the House advanced to the Tenth Order of Business.

Second Reading of Bills and Joint Resolutions

H 691 and **HCR 39**, by State Affairs Committee, were read the second time by title and filed for third reading.

H 602, by Education Committee, was read the second time by title and filed for third reading.

There being no objection, the House advanced to the Twelfth Order of Business.

Consideration of General Orders

Mr. Denney moved that the House do now resolve itself into a Committee of the Whole House for the consideration of General Orders. Seconded by Ms. Jaquet. Motion carried.

Whereupon the House resolved itself into a Committee of the Whole House for the consideration of General Orders with Mr. Moyle in the Chair.

When the Committee of the Whole House rose, the Speaker returned to the Chair and the House was in order.

Report of the Committee of the Whole House

February 17, 2004

Mr. Speaker:

We, your COMMITTEE OF THE WHOLE HOUSE, report that we have had under consideration **H 508, H 512, H 499, H 587, H 558, H 590, H 482, and H 579** and report them back without recommendation, amended as follows:

HOUSE AMENDMENT TO H 508

AMENDMENT TO SECTION 1

On page 2 of the printed bill, in line 23, delete "licensed" and insert: "authorized".

CORRECTION TO TITLE

On page 1, in line 8, delete "LICENSED" and insert: "AUTHORIZED".

HOUSE AMENDMENT TO H 512

AMENDMENT TO SECTION 1

On page 1 of the printed bill, in line 18, following "state" insert: "under section 41-402, Idaho Code,".

CORRECTION TO TITLE

On page 1, in line 4, following "LIABILITY" insert: "UNDER SECTION 41-402, IDAHO CODE,".

HOUSE AMENDMENT TO H 512

AMENDMENT TO SECTION 1

On page 1 of the printed bill, in line 19, following "Code." insert: "An insurer that is exempt from the premium tax imposed by section 41-402, Idaho Code, may offset its premium tax liability to the industrial administration fund.".

CORRECTION TO TITLE

On page 1, in line 5, following "ASSOCIATION" insert: ", TO PROVIDE FOR INSURERS THAT ARE EXEMPT FROM THE PREMIUM TAX IMPOSED UNDER SECTION 41-402, IDAHO CODE,".

HOUSE AMENDMENT TO H 499

AMENDMENT TO SECTION 1

On page 1 of the printed bill, in line 13, following "amendment" insert: "to an insurer's articles of incorporation".

CORRECTION TO TITLE

On page 1, in line 4, following "LAW" insert: "AND TO PROVIDE THAT NO SUCH AMENDMENT TO AN INSURER'S ARTICLES OF INCORPORATION SHALL BE EFFECTUATED UNTIL A FULLY EXECUTED COPY OF THE CERTIFICATE OF AMENDMENTS HAS BEEN FILED WITH AND APPROVED BY THE DIRECTOR".

HOUSE AMENDMENT TO H 587

AMENDMENT TO SECTION 1

On page 1 of the printed bill, delete lines 28 and 29.

CORRECTION TO TITLE

On page 1, delete lines 6 through 8 and insert: "PROSECUTING ATTORNEY,".

HOUSE AMENDMENT TO H 558

AMENDMENT TO SECTION 1

On page 4 of the printed bill, delete lines 12 through 19 and insert:

"(25) The physical voter registration card on file in the county clerk's office; however, a redacted copy of said card shall be made available consistent with the requirements of this section. Information from the voter registration card maintained in the statewide voter registration database, including age, will be made available except for the voter's driver's license number, date of birth and, upon showing of good cause by the voter to the

county clerk in consultation with the county prosecuting attorney, the physical residence address of the voter. For the purposes of this subsection good cause shall include the protection of life and property and protection of victims of domestic violence and similar crimes.".

AMENDMENT TO SECTION 2

On page 4, delete lines 32 through 36 and insert: "Such cards constitute the register of electors and shall be considered confidential and unavailable for public inspection and copying except as provided by subsection (25) of section 9-340C, Idaho Code.".

CORRECTIONS TO TITLE

On page 1, in line 3 following "EXEMPT" insert: "CERTAIN INFORMATION FROM" and in line 4, delete "EXEMPTIONS" and insert: "EXCEPTIONS".

HOUSE AMENDMENT TO H 590

AMENDMENTS TO SECTION 1

On page 1 of the printed bill, in line 22, following "known" insert: "obesity-related"; in line 28, following "known" insert: "obesity-related"; on page 2, in line 7, following "known" insert: "obesity-related"; and in line 8, delete "a condition" and insert: "an obesity-related condition".

HOUSE AMENDMENT TO H 482

AMENDMENTS TO SECTION 1

On page 2 of the printed bill, delete line 22 and insert: "Controlled Hunt Permit ~~56.00~~ 56.00"; and on page 3, delete line 4 and insert: "Controlled Hunt Application Fee ~~5.004.50~~ 5.004.50".

HOUSE AMENDMENT TO H 579

AMENDMENT TO SECTION 1

On page 2 of the printed bill, in line 36, delete "6042" and insert: "15043".

We have also had under consideration **H 544**, report progress and beg leave to sit again.

MOYLE, Chairman

Mr. Moyle moved that the report be adopted. Seconded by Mr. Denney.

Whereupon the Speaker declared the report adopted.

H 508, as amended, **H 512**, as amended, **H 499**, as amended, **H 587**, as amended, **H 558**, as amended, **H 590**, as amended, **H 482**, as amended, and **H 579**, as amended, were referred to the Judiciary, Rules, and Administration Committee for engrossing.

The amendments were referred to Judiciary, Rules, and Administration committee for printing.

There being no objection, the House returned to the Eleventh Order of Business.

Third Reading of Bills and Joint Resolutions

H 493 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Ms. Henbest to open debate.

The question being, "Shall **H 493** pass?"

Roll call resulted as follows:

AYES -- Andersen, Barraclough, Barrett, Bauer, Bayer, Bedke, Bell, Black, Block, Boe, Bolz, Bradford, Campbell, Cannon, Clark, Collins, Crow, Deal, Denney, Douglas, Eberle, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Gagner, Garrett, Harwood, Henbest, Jaquet, Kellogg(Nonini), Kulczyk, Lake, Langford, Langhorst, Martinez, McGeachin, McKague, Meyer, Miller, Mitchell, Moyle, Naccarato, Nielsen, Pasley-Stuart, Raybould, Ridinger, Ring, Ringo, Roberts, Robison, Rydalch, Sali, Sayler, Schaefer, Shepherd, Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Trail, Wills, Wood, Mr. Speaker. Total -- 67.

NAYS -- None.

Absent and excused -- Cuddy, Jones, Stevenson. Total -- 3.
Total -- 70.

Whereupon the Speaker declared **H 493** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Denney moved that the House recess until 1 p.m. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker declared the House at recess until 1 p.m.

RECESS

Afternoon Session

The House reconvened at 1 p.m., the Speaker Pro Tem in the Chair.

Roll call showed 67 members present.

Absent and excused -- Eskridge, Stevenson, Mr. Speaker. Total -- 3.

Total -- 70.

Prior to recess, the House was at the Eleventh Order of Business.

Third Reading of Bills and Joint Resolutions

H 494 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mr. Snodgrass to open debate.

The question being, "Shall **H 494** pass?"

Roll call resulted as follows:

AYES -- Andersen, Barrett, Bauer, Bayer, Bedke, Bell, Block, Boe, Bolz, Bradford, Campbell, Cannon, Clark, Collins, Crow, Cuddy, Deal, Denney, Douglas, Eberle, Ellsworth, Field(18), Field(23), Gagner, Garrett, Harwood, Henbest, Jaquet, Kellogg(Nonini), Kulczyk, Lake, Langford, Langhorst, Martinez, Meyer, Miller, Mitchell, Moyle, Nielsen, Pasley-Stuart, Raybould, Ridinger, Ring, Ringo, Roberts, Robison, Rydalch, Sali, Sayler, Schaefer, Shepherd, Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Trail, Wills, Wood. Total -- 60.

NAYS -- None.

Absent and excused -- Barraclough, Black, Edmunson, Eskridge, Jones, McGeachin, McKague, Naccarato, Stevenson, Mr. Speaker. Total -- 10.

Total -- 70.

Whereupon the Speaker Pro Tem declared **H 494** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 495 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mr. Eberle to open debate.

The question being, "Shall **H 495** pass?"

Roll call resulted as follows:

AYES -- Andersen, Barrett, Bauer, Bayer, Bedke, Bell, Block, Boe, Bolz, Bradford, Campbell, Cannon, Clark, Collins, Crow, Cuddy, Denney, Douglas, Eberle, Ellsworth, Field(18), Field(23), Gagner, Garrett, Harwood, Henbest, Jaquet, Kellogg(Nonini), Kulczyk, Lake, Langford, Langhorst, Martinez, Meyer, Miller, Mitchell, Moyle, Nielsen, Pasley-Stuart, Raybould, Ridinger, Ring, Ringo, Roberts, Robison, Rydalch, Sali, Sayler, Schaefer, Shepherd, Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Trail, Wills, Wood. Total -- 59.

NAYS -- None.

Absent and excused -- Barraclough, Black, Deal, Edmunson, Eskridge, Jones, McGeachin, McKague, Naccarato, Stevenson, Mr. Speaker. Total -- 11.

Total -- 70.

Whereupon the Speaker Pro Tem declared **H 495** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 496 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mr. Gagner to

open debate.

The question being, "Shall **H 496** pass?"

Roll call resulted as follows:

AYES -- Andersen, Barraclough, Barrett, Bauer, Bayer, Bedke, Bell, Block, Boe, Bolz, Bradford, Campbell, Cannon, Clark, Collins, Crow, Cuddy, Deal, Denney, Douglas, Eberle, Edmunson, Ellsworth, Field(18), Field(23), Gagner, Garrett, Harwood, Henbest, Jaquet, Kellogg(Nonini), Kulczyk, Lake, Langford, Langhorst, Martinez, Meyer, Miller, Mitchell, Moyle, Naccarato, Nielsen, Pasley-Stuart, Raybould, Ridinger, Ring, Ringo, Roberts, Robison, Rydalch, Sali, Sayler, Schaefer, Shepherd, Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Trail, Wills, Wood. Total -- 63.

NAYS -- None.

Absent and excused -- Black, Eskridge, Jones, McGeachin, McKague, Stevenson, Mr. Speaker. Total -- 7.

Total -- 70.

Whereupon the Speaker Pro Tem declared **H 496** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 497 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mr. Meyer to open debate.

The question being, "Shall **H 497** pass?"

Roll call resulted as follows:

AYES -- Andersen, Barraclough, Barrett, Bauer, Bayer, Bedke, Bell, Block, Boe, Bolz, Bradford, Campbell, Cannon, Clark, Collins, Crow, Cuddy, Deal, Denney, Douglas, Eberle, Edmunson, Ellsworth, Field(18), Field(23), Gagner, Garrett, Harwood, Henbest, Jaquet, Kellogg(Nonini), Kulczyk, Lake, Langford, Langhorst, Martinez, McGeachin, Meyer, Miller, Mitchell, Moyle, Naccarato, Nielsen, Pasley-Stuart, Raybould, Ridinger, Ring, Ringo, Roberts, Robison, Rydalch, Sali, Sayler, Schaefer, Shepherd, Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Trail, Wills, Wood. Total -- 64.

NAYS -- None.

Absent and excused -- Black, Eskridge, Jones, McKague, Stevenson, Mr. Speaker. Total -- 6.

Total -- 70.

Whereupon the Speaker Pro Tem declared **H 497** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 519 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mr. Edmunson to open debate.

The question being, "Shall **H 519** pass?"

Roll call resulted as follows:

AYES -- Andersen, Barraclough, Barrett, Bauer, Bayer, Bedke, Bell, Block, Boe, Bolz, Bradford, Campbell, Cannon, Clark, Collins, Crow, Cuddy, Deal, Denney, Douglas, Eberle, Edmunson, Ellsworth, Field(18), Field(23), Gagner, Garrett, Harwood, Henbest, Jaquet, Kellogg(Nonini), Kulczyk, Lake, Langford, Langhorst, Martinez, McGeachin, Meyer, Miller, Mitchell, Moyle, Naccarato, Nielsen, Pasley-Stuart, Raybould, Ridinger, Ring, Ringo, Roberts, Robison, Rydalch, Sali, Sayler, Schaefer, Shepherd, Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Trail, Wills, Wood. Total -- 64.

NAYS -- None.

Absent and excused -- Black, Eskridge, Jones, McKague, Stevenson, Mr. Speaker. Total -- 6.

Total -- 70.

Whereupon the Speaker Pro Tem declared **H 519** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 520 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mr. Wills to open debate.

The question being, "Shall **H 520** pass?"

Roll call resulted as follows:

AYES -- Andersen, Barraclough, Bauer, Bayer, Bedke, Bell, Black, Block, Bolz, Bradford, Campbell, Cannon, Clark, Collins, Crow, Cuddy, Deal, Denney, Douglas, Eberle, Edmunson, Ellsworth, Field(18), Field(23), Gagner, Garrett, Harwood, Henbest, Jaquet, Jones, Kellogg(Nonini), Kulczyk, Lake, Langford, Langhorst, Martinez, McGeachin, Meyer, Miller, Mitchell, Naccarato, Nielsen, Pasley-Stuart, Raybould, Ridinger, Ring, Roberts, Robison, Rydalch, Sali, Sayler, Schaefer, Shepherd, Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Trail, Wills, Wood. Total -- 62.

NAYS -- Barrett, Boe, McKague, Moyle, Ringo. Total -- 5.

Absent and excused -- Eskridge, Stevenson, Mr. Speaker. Total -- 3.

Total -- 70.

Whereupon the Speaker Pro Tem declared **H 520** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 607 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mr. Deal and Ms. Skippen to open debate.

The question being, "Shall **H 607** pass?"

Roll call resulted as follows:

AYES -- Andersen, Barraclough, Bauer, Bayer, Bedke, Bell, Black, Block, Boe, Bolz, Bradford, Campbell, Cannon, Collins,

Crow, Cuddy, Deal, Denney, Douglas, Edmunson, Ellsworth, Field(18), Field(23), Gagner, Garrett, Harwood, Henbest, Jaquet, Jones, Kellogg(Nonini), Lake, Langford, Langhorst, Martinez, McGeachin, McKague, Meyer, Miller, Mitchell, Moyle, Nielsen, Pasley-Stuart, Raybould, Ridinger, Ring, Ringo, Roberts, Robison, Rydalch, Sali, Sayler, Schaefer, Shepherd, Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Trail, Wills, Wood. Total -- 62.

NAYS -- Barrett, Clark, Eberle, Kulczyk, Naccarato. Total -- 5.

Absent and excused -- Eskridge, Stevenson, Mr. Speaker. Total -- 3.

Total -- 70.

Whereupon the Speaker Pro Tem declared **H 607** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 648 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mrs. Bell to open debate.

The question being, "Shall **H 648** pass?"

Roll call resulted as follows:

AYES -- Andersen, Barracrough, Barrett, Bauer, Bayer, Bedke, Bell, Black, Block, Boe, Bolz, Bradford, Campbell, Cannon, Clark, Collins, Crow, Cuddy, Deal, Denney, Douglas, Eberle, Edmunson, Ellsworth, Field(18), Field(23), Gagner, Garrett, Harwood, Henbest, Jaquet, Jones, Kellogg(Nonini), Kulczyk, Lake, Langford, Langhorst, Martinez, McGeachin, McKague, Meyer, Miller, Mitchell, Moyle, Naccarato, Nielsen, Pasley-Stuart, Raybould, Ridinger, Ring, Ringo, Roberts, Robison, Rydalch, Sali, Sayler, Schaefer, Shepherd, Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Trail, Wills, Wood. Total -- 67.

NAYS -- None.

Absent and excused -- Eskridge, Stevenson, Mr. Speaker. Total -- 3.

Total -- 70.

Whereupon the Speaker Pro Tem declared **H 648** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 536 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mrs. Crow to open debate.

The question being, "Shall **H 536** pass?"

Roll call resulted as follows:

AYES -- Andersen, Barracrough, Barrett, Bauer, Bayer, Bedke, Bell, Black, Boe, Bolz, Bradford, Campbell, Cannon, Clark, Collins, Crow, Cuddy, Deal, Denney, Douglas, Eberle,

Edmunson, Ellsworth, Field(18), Field(23), Gagner, Garrett, Harwood, Henbest, Jaquet, Jones, Kellogg(Nonini), Kulczyk, Langford, Langhorst, Martinez, McGeachin, McKague, Meyer, Miller, Mitchell, Moyle, Naccarato, Nielsen, Pasley-Stuart, Raybould, Ridinger, Ring, Ringo, Roberts, Robison, Rydalch, Sali, Sayler, Schaefer, Shepherd, Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Trail, Wills, Wood. Total -- 65.

NAYS -- None.

Absent and excused -- Block, Eskridge, Lake, Stevenson, Mr. Speaker. Total -- 5.

Total -- 70.

Whereupon the Speaker Pro Tem declared **H 536** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Moyle asked unanimous consent that **S 1222** retain its place on the Third Reading Calendar for one Legislative Day. There being no objection, it was so ordered.

S 1223 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mr. Collins to open debate.

The question being, "Shall **S 1223** pass?"

Roll call resulted as follows:

AYES -- Andersen, Barracrough, Barrett, Bauer, Bayer, Bell, Black, Boe, Bolz, Bradford, Campbell, Cannon, Clark, Collins, Crow, Cuddy, Deal, Denney, Douglas, Eberle, Edmunson, Field(18), Field(23), Gagner, Garrett, Harwood, Henbest, Jaquet, Jones, Kellogg(Nonini), Kulczyk, Lake, Langford, Langhorst, Martinez, McGeachin, McKague, Meyer, Miller, Mitchell, Moyle, Naccarato, Nielsen, Pasley-Stuart, Raybould, Ridinger, Ring, Ringo, Roberts, Robison, Rydalch, Sali, Sayler, Schaefer, Shepherd, Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Trail, Wills, Wood. Total -- 64.

NAYS -- None.

Absent and excused -- Bedke, Block, Ellsworth, Eskridge, Stevenson, Mr. Speaker. Total -- 6.

Total -- 70.

Whereupon the Speaker Pro Tem declared **S 1223** passed the House. Title was approved and the bill was ordered returned to the Senate.

H 549 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mr. Shirley to open debate.

The question being, "Shall **H 549** pass?"

Roll call resulted as follows:

AYES -- Andersen, Barracrough, Barrett, Bauer, Bayer, Bell, Black, Boe, Bolz, Bradford, Campbell, Cannon, Clark, Collins,

Crow, Cuddy, Deal, Denney, Douglas, Eberle, Edmunson, Field(18), Field(23), Gagner, Garrett, Harwood, Henbest, Jaquet, Jones, Kellogg(Nonini), Kulczyk, Lake, Langford, Langhorst, Martinez, McGeachin, McKague, Meyer, Miller, Moyle, Naccarato, Nielsen, Pasley-Stuart, Raybould, Ridinger, Ring, Ringo, Roberts, Robison, Rydalch, Sali, Sayler, Schaefer, Shepherd, Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Trail, Wills, Wood. Total -- 63.

NAYS -- None.

Absent and excused -- Bedke, Block, Ellsworth, Eskridge, Mitchell, Stevenson, Mr. Speaker. Total -- 7.

Total -- 70.

Whereupon the Speaker Pro Tem declared **H 549** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

HJM 15 was read the third time at length and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Ms. Skippen to open debate.

The question being, "Shall **HJM 15** be adopted?"

Whereupon the Speaker Pro Tem declared **HJM 15** adopted by voice vote and ordered the memorial transmitted to the Senate.

Mr. Moyle asked unanimous consent that the remaining bills on the Third Reading Calendar retain their places for one Legislative Day. There being no objection, it was so ordered.

There being no objection, the House advanced to the Sixteenth Order of Business.

Adjournment

Mr. Moyle moved that the House adjourn until 11 a.m., Wednesday, February 18, 2004. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker Pro Tem declared the House adjourned at 2:13 p.m.

BRUCE NEWCOMB, Speaker

ATTEST:

PAMM JUKER, Chief Clerk